

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

WEDNESDAY, THE 17TH OCTOBER 2007 / 25TH ASWINA 1929

OP.No. 22303 of 1998(E)

PETITIONER:

**K.C.VIJAYARAJAN,
NG.ASST.(RTD) KUTTIPARAMBIL HOUSE,
KODASSERY NAYARANGADI P.O.,
CHALAKUDY.**

BY ADV. SRI.K.DIVAKARAN

RESPONDENTS:

- 1. STATE OF KERALA REP.BY
COMMISSIONER AND SECRETARY
HEALTH SERVICES, SECRETARIATE,
TRIVANDRUM.**
- 2. ACCOUNTS GENERAL (A&E),
KERALA, TRIVANDRUM.**
- 3. DISTRICT MEDICAL OFFICER OF HEALTH,
THRISSUR.**
- 4. SUPERINTENDENT
TALUK HEAD QUARTERS HOSPITAL
CHALAKUDY 680 307.**

BY GOVERNMENT PLEADER SRI.P.N.SANTHOSH

**THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD
ON 17/11/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

OP. NO.22303/1998

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1:- COPY OF THE IDENTITY CARD OF THE PETITIONER ISSUED ON 29.1.80.

EXT.P2:- COPY OF THE PROCEEDINGS OF DISTRICT MEDICAL COLLEGE, OFFICE OF HEALTH TRICHUR DT. 21.6.98.

EXT.P3:- PROCEEDINGS OF DISTRICT MEDICAL OFFICER, TRICHUR DT. 18.9.4.

EXT.P4:- COPY OF THE PROCEEDINGS OF MEDICAL OFFICER IN CHARGE GOVT. DISPENSARY MANALLOOR DT. 16.7.86.

EXT.P5:- COPY OF THE PROCEEDINGS OF DISTRICT MEDICAL OFFICER OF HEALTH, TRICHUR DT. 15.3.88.

EXT.P6:- COPY OF THE PROCEEDINGS OF DISTRICT MEDICAL OFFICER OF HEALTH, TRICHUR DT. 21.6.88.

EXT.P7:- COPY OF THE LETTER OF SUPERINTENDENT TALUK HEAD QUARTERS HOSPITAL, CHALAKUDY DT.7.2.96.

EXT.P8:- COPY OF THE LETTER OF DMO DT. 4.3.96.

EXT.P9:- COPY OF THE DIRECTOR OF HEALTH TRIVANDRUM DT. 20.1.98.

EXT.P10:- COPY OF THE COMPLAINT OF PETITIONER TO SECRETARY TO HEALTH, TRIVANDRUM DT. 8.4.96.

/TRUE COPY/

P.S. TO JUDGE

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THOTTATHIL B. RADHAKRISHNAN, J.

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O.P.No.22303 of 1998-E

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Dated this the 17th day of October, 2007.

JUDGMENT

1.This is a writ petition filed in the year 1998 seeking a direction to the Government to grant minimum pension to the petitioner. He had only 7 years 4 months and 56 days of qualifying service and therefore, was not entitled to minimum pension. He had also rendered certain part-time service and giving due credit, the qualifying service comes to 8 years 4 months and 17 days. It is submitted by the learned Government Pleader that pending the writ petition, on his request, the petitioner was granted ex-gratia pension. This is recorded. I do not find any ground

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-: 2 :-

to issue any further orders in favour of the petitioner, who has already been granted ex-gratia pension which he has received. The writ petition is accordingly closed.

**THOTTATHIL B. RADHAKRISHNAN,
JUDGE.**

Sha/-

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-: 3 :-

THOTTATHIL B. RADHAKRISHNAN, J.

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O.P.No.22303 of 1998-E

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JUDGMENT

Dated: 17th October, 2007.